

PATENT  
Docket No. 690-110P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Wolfgang M. FRANZ et al.

APPLN. NO.: 09/068,751

FILED: November 2, 1998

FOR: GENE-THERAPEUTIC NUCLEIC ACID CONSTRUCT, PRODUCTION OF  
SAME AND USE OF SAME IN THE TREATMENT OF HEART DISEASE

# SMALL ENTITY TRANSMITTAL FORM

Assistant Commissioner of Patents  
Washington, DC 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

A Verified Statement Claiming Small Entity Status is submitted herewith  
(     Original   X   Photocopy).

— The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	58	-	54	=	4	\$ 9	\$36.00
INDEPENDENT	4	-	4	=	0	\$ 39	\$ 0.00
____ FIRST PRESENTATION OF A MULTIPLE CLAIM						\$130	\$ 0.00
						TOTAL	\$36.00

\_\_\_\_ Petition for \_\_\_\_\_ month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$ \_\_\_\_\_ for the extension of time.

\_\_\_\_ No fee is required.

\_\_\_\_ A check in the amount of \$ \_\_\_\_\_ is enclosed.

X Please charge Deposit Account No. 02-2448 in the amount of \$36.00.  
This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By *my shell* #36,623  
Gerald M. Murphy, Jr.  
Reg. No. 28,977

Mark J. Nuell  
Reg. No. 36,623

P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000

GMM/DRN/las  
690-110P

1 HC  
Papers Filed herewith on: May 18, 2000  
DOCKET NO.: 690-110P  
ATTY.: GMMIDRN  
APPLICANT(S): Franz et al  
USSN: 091028.731 FILED: 11-02-1998  
PAT NO.: \_\_\_\_\_

- ☐ New Application with Transmittal Letter  
☐ Utility ☐ Design ☐ CIP ☐ PCT ☐ Provisional  
☐ Filing Under 37 CFR 1.53(b) ☐ CONT. ☐ DIV  
☐ Filing Under 37 CFR 1.53(d) (CPA)  
☐ Specification Consisting of: \_\_\_\_\_ pages  
☐ Combined Declaration & Power of Attorney  
☐ Assignment / Cover Letter  
☐ Letter to Official Draftsman  
☐ Drawings \_\_\_\_\_ Sheets ☐ Formal ☐ Informal ☐ Red-Ink  
☐ Completion of Filing Requirements, PCT/DO/EO/905  
or PTO-1533 and Executed Declaration  
☐ Priority Document(s) / Cover Letter, No. Doc  
☒ Amendment: Supplemental  
☒ Transmtl Ltr ☐ Large Entity ☒ Small Entity  
☐ Response  
☐ Information Disc'l Stmt. PTO-1449(s) \_\_\_\_\_ ref(s)  
☐ Notice of Appeal ☐ Appeal Brief  
☐ Issue Fee Transmittal  
☐ FEES: \_\_\_\_\_  
☐ Letter: \_\_\_\_\_  
☒ Other: Small Entity Statement  
+ Transmittal Letter.

Receipt is hereby acknowledged of the papers filed as  
indicated in connection with the above identified case.  
COMMISSIONER OF PATENTS AND TRADEMARKS

Due Date: None  
Handcarry: Cryptal Mall I, 7th Floor  
Group 1635, Examiner Schmidt

DOCKET NO. 690-110P

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